

REMARKS

By this Amendment, Applicant proposes amending the abstract of the disclosure and canceling withdrawn claims 10-22, without prejudice or disclaimer of the subject matter thereof. Upon entry of this Amendment, claims 1-9 will be pending.

In the Ex Parte Quayle Action, the Examiner allowed claims 1-9 and indicated that the prosecution of this application is closed. The Examiner objected to the abstract of the disclosure as having undue length; and noted that a certified copy of the Japanese application had not been filed under 35 U.S.C. 119(b).¹

Applicant thanks the Examiner for allowing claims 1-9. Applicant respectfully traverses the Examiner's objection to the abstract of the disclosure as having undue length. "A brief abstract of the technical disclosure in the specification . . . may not exceed 150 words in length," C.F.R. 1.72(b), while a total word count of the original abstract of the disclosure of this application is 150.

However, to expedite the prosecution of this application, Applicant has amended the abstract of the disclosure to be more brief. Accordingly, Applicant respectfully requests withdrawal of the objection to the abstract of the disclosure.

With respect to the certified copy of Japanese application, the Examiner alleges "that applicant has not filed a certified copy of the Japanese application as required by 35 U.S.C. 119(b)." (Office Action at 2.) Applicant respectfully disagrees. Applicant filed a certified copy of Japanese Application No. 2003-199294 on March 17, 2004, with this

¹ The Office Action contains a number of statements reflecting characterizations of the related art and the claims. Regardless of whether any such statement is identified herein, Applicant declines to automatically subscribe to any statement or characterization in the Office Action.

patent application. A copy of the Available Documents retrieved from USPTO's private PAIR showing the Certified Copy of Foreign Priority Application is enclosed.

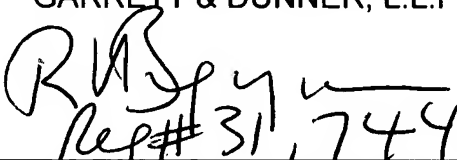
Applicant respectfully requests that this Amendment be entered by the Examiner, correcting the informality and placing claims 1-9 in condition for allowance. Applicant also respectfully requests the timely issuance of a Notice of Allowance.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 3, 2007

By: 
for Ref# 31,744
Wenye Tan / (571) 203-2722 /
Reg. No. 55,662

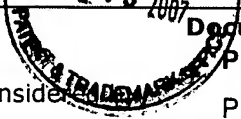
10/801,556

Mobile communication system, radio control station, base station and mobile station for the system, and parameter determination method employing parallel combinatory spread-spectrum scheme

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